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PATENT
Attorney Docket No.: 020460-001000US

#13
Election
S. Bains
1/14/04

TOWNSEND and TOWNSEND and CREW LLP

By: Digi Hoover

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SIRHAN, MOTASIM et al.

Application No.: 10/017,500

Filed: December 14, 2001

For: Apparatus and Methods for Variably
Controlled Substance Delivery from
Implanted Prostheses

Examiner: PHAN, HIEU

Technology Center/Art Unit: 3738

Response to Restriction Requirement

Commissioner for Patents
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TECHNOLOGY CENTER R3700

Sir:

In response to the Office Action mailed October 3, 2003, Applicants hereby elect specie 1 and sub-specie 4 directed at Figs. 5A and 2D respectively. Applicants believe that claims 1-3, 7, 34-43, 46-52, 77-86, 106, 107 and 112 read on this election.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,

Nena Bains
Reg. No. 47,400

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